

Key No. : 168-05301-0444

PROJECT: Cumberland Ave. Reconstruction Phase I

PARCEL: 22

COUNTY: Tippecanoe

OWNER: Medical Engineering and Development Institute, Inc

TEMPORARY RIGHT OF WAY

THIS INDENTURE WITNESSETH THAT Medical Engineering and Development Institute, Inc.

of Tippecanoe County in the State of Indiana conveys and warrants to CITY OF WEST LAFAYETTE of the State of Indiana, for use as temporary right of way for the purpose of yard grading and drive construction, the following Real Estate in Tippecanoe County in the State of Indiana.

PARCEL: 22 TEMP – Medical Engineering and Development Institute, Inc.

PROJECT: Cumberland Ave. Reconstruction Phase 1

DESCRIPTION: EXHIBIT "A"

The temporary right of way automatically reverts back to the property owner at the completion of the project.

IN WITNESS WHEREOF, the said Grantor(s) has hereunto set its hand and seal on 29th
DECEMBER, 2009.

By:

Name:

Matthew S. Waninger
Matthew S. Waninger
President, MED INSTITUTE

STATE OF Indiana)

COUNTY OF Tippecanoe)

SS:

Before me, the undersigned, a Notary Public in and for said County and State, on December 8
29, 2009, personally appeared Matthew S. Waninger
Grantor in the above conveyance, and acknowledged the execution of such Temporary Right of Way to be their voluntary act and deed, for the uses and purposes herein mentioned.

29 SMD
29
Dec.
2009

Susan M. Dunsmore
Susan M. Dunsmore, notary public
Resident of Tippecanoe County

My commission expires:

July 21, 2013

ACCEPTED: CITY OF WEST LAFAYETTE
BOARD OF PUBLIC WORKS AND SAFETY

John R. Dennis, Mayor

Sana G. Booker, Member

Bradley W. Marley, Member

Jonathan C. Speaker, Member

Elizabeth M. Stull, Member

STATE OF INDIANA }
 } SS:
COUNTY OF TIPPECANOE }

Before me, the undersigned, a Notary Public in and for said County and State, this ____ day of _____, 2010 personally appeared Mayor John R. Dennis, Bradley W. Marley, Sana G. Booker, Jonathan C. Speaker and Elizabeth M. Stull of the West Lafayette Board of Public Works and Safety, and acknowledge the execution of the above release, for the uses and purposes herein mentioned.

Witness my hand and Notarial Seal this ____ day of _____, 2010.

Residence of _____ County

My Commission Expires

Signature _____

Public

Printed _____, Notary

This instrument prepared by:
Eric H. Burns, of the firm of
WITHERED BURNS & PERSIN, LLP
8 N. 3rd Street, Suite 401
P.O. Box 499
Lafayette, Indiana 47901
Telephone: (765) 742-1988

Exhibit "A"

Designation:

Sheet 1 of 1

Parcel: 22A & 22B Temporary R/W Medical Engineering and Development Institute, Inc. Code: N/A

Form: WD-1

A Part of Lot 1 of Med Institute Subdivision recorded in Plat Book 7 at Page 14 and recorded in the Office of the Tippecanoe County Recorder located in Section 1, Township 23 North, Range 5 West of the Second Principal Meridian, Tippecanoe County, Indiana, more particularly described as follows:

Parcel 22A

Commencing at a the Southwest Corner of said Lot 1; thence North 31 degrees 07 minutes 06 second West along the westerly line of said Lot 1 a distance of 11.60 feet; thence North 89 degrees 17 minutes 55 seconds East parallel with and 10 feet north of the south line of said Lot 1 a distance of 28.72 feet to the Point of Beginning being a point on a non-tangent curve having a radius of 312.84 feet, the radius point of which bears South 25 degrees 59 minutes 54 seconds East; thence easterly along said cuve an arc distance of 138.12 feet to a point which bears North 00 degrees 42 minutes 05 seconds West from said radius point; thence North 89 degrees 17 minutes 55 seconds East parallel and 40.00 feet north of the South Line of said Lot 1 a distance of 58.09 feet; thence South 81 degrees 36 minutes 40 seconds East a distance of 126.59 feet; thence South 00 degrees 42 minutes 05 seconds East a distance of 10.00 feet to a point 10.00 feet north of the said South Line; thence South 89 degrees 17 minutes 55 second West parallel and 10.00 feet north of said South Line a distance of 316.77 feet to the Point of Beginning, containing 0.16 acres of land, more or less.

Parcel 22B

Commencing at a the Southwest Corner of said Lot 1; thence North 31 degrees 07 minutes 06 second West along the westerly line of said Lot 1 a distance of 11.60 feet; thence North 89 degrees 17 minutes 55 seconds East parallel with and 10 feet north of the south line of said Lot 1 a distance of 495.49 feet to the Point of Beginning; thence North 00 degrees 42 minutes 05 seconds West a distance of 5.00 feet; thence North 87 degrees 50 minutes 53 seconds East a distance of 197.49 feet; thence South 85 degrees 25 minutes 06 seconds West a distance of 147.77 feet; thence South 89 degrees 17 minutes 55 seconds West parallel with and 10.00 feet north of said South Line a distance of 50.00 feet to the Point of Beginning, containing 0.017 acres of land, more or less.

NOTE: The land description hereon is based on the Cumberland Avenue Phase 1 Route Survey for the City of West Lafayette dated January 27, 2009 and recorded in Instrument Number 200909016190 in the Office of the Tippecanoe County Recorder. (See attached Survey)